

sett Blakely by the Board of Prison Commissioners in January, 1921; and creating an emergency.

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

THIRD DAY.

Senate Chamber,
Austin, Texas,

Wednesday, April 18, 1923.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor T. W. Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Murphy.
Baugh.	Parr.
Bowers.	Pollard.
Burkett.	Rice.
Cousins.	Ridgeway.
Darwin.	Strong.
Doyle.	Stuart.
Dudley.	Thomas.
Fairchild.	Turner.
Floyd.	Watts.
Holbrook.	Wood.
Lewis.	Woods.
McMillin.	

Absent.

Clark.

Absent—Excused.

Bledsoe.	Wirtz.
Davis.	Witt.
Rogers.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Watts.

(See Appendix for committee reports and petitions and memorials.)

Excused.

Senator Bowers for today, on account of committee duties, on motion of Senator Doyle.

Bills on First Reading.

The following bills, introduced today, were each read first time and

referred to appropriate committees as follows:

By Senator Wood:

S. B. No. 18, A bill to be entitled "An Act continuing the work of the State Reclamation Engineer in connection with the defense and prosecution of suits affecting the boundaries of the State of Texas, authorizing the marking of such boundaries, making an emergency appropriation of twenty thousand dollars (\$20,000.00) therefor, and declaring an emergency."

To the Committee on Finance.

By Senator Floyd:

S. B. No. 19, A bill to be entitled "An Act to prohibit the manufacture, sale, barter, exchange, transportation, receipt, or possession of all alcoholic preparations of ginger."

To the Committee on Criminal Jurisprudence.

S. C. R. No. 4.

By Senator Baugh:

Whereas, It has become necessary for Hon. J. O. Woodward, judge of the Thirty-fifth Judicial District of Texas, to leave the State of Texas on or about the 13th day of April, 1923, and to be absent for a period of two (2) months; therefore, be it

Resolved, By the Legislature of the State of Texas that the said J. O. Woodward, judge of the Thirty-fifth Judicial District of Texas, be, and he hereby is, granted leave of absence for a period of two (2) months, beginning April 13, 1923, and terminating not later than June 13, 1923.

The resolution was read and adopted.

S. C. R. No. 5.

By Senator Burkett:

Whereas, Invitation has been extended to the Legislature by the Chambers of Commerce of Eastland, Ranger, Gorman, Carbon, Rising Star, and Cisco, of Eastland County, to visit the oil fields of Eastland and Stephens Counties, at the expense of said Chambers of Commerce; and,

Whereas, Because of the vast importance of the Legislature securing accurate, first-hand information as to the real value of products of the oil fields, that the Legislature may better

judge as to the justice and amount of a gross production tax, to be levied upon said oil industries and gross production of oil; and,

Whereas, The Legislature of Texas desires to deal fairly and justly with all business and industries in Texas with regard to levying of taxes; and,

Whereas, Said invitation and trip to the oil fields of said Eastland and Stephens Counties will afford the members of the Legislature ample opportunity to study the condition of the oil industries with respect to the production end of said industries in said fields and will thereby better enable the Legislature to deal fairly and justly in levying a reasonable gross production tax on the oil industries of Texas; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, that said invitation of said Chambers of Commerce be accepted by the Legislature of Texas, or as many as possible, to visit the said oil fields on April 27, 28, and 29, 1923. The train carrying the delegation returning to Austin Monday, April 30, at 11 o'clock.

The resolution was read and adopted.

Communications Ordered Printed in Journal.

Senator Cousins offered and had read a communication relative to aid for the country schools, and on motion of Senator Fairchild, the same was ordered printed in the Journal.

Senator Holbrook moved to reconsider the vote by which the communication was ordered printed.

Yeas and nays were demanded, and the motion to reconsider prevailed by the following vote:

Yeas—14.

Bailey.	Murphy.
Baugh.	Rice.
Dovle.	Ridgeway.
Dudley.	Stuart.
Holbrook.	Thomas.
Lewis.	Turner.
McMillin.	Watts.

Nays—10.

Burkett.	Parr.
Cousins.	Pollard.
Darwin.	Strong.
Fairchild.	Wood.
Floyd.	Woods.

Absent.

Clark.	Wirtz.
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Absent—Excused.

Bledsoe.	Rogers.
Bowers.	Witt.
Davis.	

Question then recurred on the motion to have the communication to Senator Cousins printed in the Journal.

Yeas and nays were demanded, and the motion to print prevailed by the following vote:

Yeas—13.

The Chair.	Parr.
Bailey.	Pollard.
Burkett.	Strong.
Cousins.	Watts.
Darwin.	Wood.
Fairchild.	Woods.
Floyd.	

Nays—12.

Baugh.	Murphy.
Doyle.	Rice.
Dudley.	Ridgeway.
Holbrook.	Stuart.
Lewis.	Thomas.
McMillin.	Turner.

Absent.

Bowers.	Wirtz.
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Absent—Excused.

Bledsoe.	Rogers.
Davis.	Witt.

The communication follows:

Bannister, Texas,
April 15, 1923.

Senator Roy Cousins,
Austin, Texas.

My Dear Senator:

As one of your constituents and as a very interested trustee of my public school district, I am writing to tell you that the two schools in my district have been greatly helped by the rural aid fund. It has been an incentive to us to help ourselves. We have done things that, without this incentive, perhaps, we would not have done and without the rural aid we could not have done, would not, perhaps, made an effort to do. With its help we have built two good school houses, our schools are very well equipped, we have voted a one-

dollar tax on ourselves, we have lengthened our terms, thereby enabling our pupils to make a grade each year. It also enables us to secure a better grade of teachers. A better school always elevates the moral and intellectual status of a community. Therefore, we are looking to you to secure for us the very best possible school legislation. Of course, I know you will not fail us and I trust you may cause others to see as you do.

Enjoying your success, I am
Sincerely,

JULIA FLOURNOY LA CROIX.

Upon motion of Senator Burkett, the following communication was ordered printed in full in the Journal:

To the Honorable Senator of District Twenty-eight.

Austin, Texas.

Dear Sir:

In view of the fact that the rural aid law expires with this year, and that the future condition of the schools of Texas depends to a great extent on the action of the coming Special Session of the Thirty-eighth Legislature, let us urge that you come to the aid of the rural school children of this State and use your influence in providing some kind of special assistance for deserving schools. We have no better suggestion to offer than the renewal of the present rural aid law.

Has the rural aid been a success? In our opinion it has been a success in two ways. First, it has been helpful in giving the children of small and needy communities a more nearly equal opportunity for education, it has aided in the erection of better school houses with better equipment and better school facilities, and it has assisted us in maintaining our school twenty-two days longer this term than we could have done without it. Second, it has stimulated a stronger local support of our school, it has aroused a school spirit, it has raised the standard of our school and the certification of our teachers, and has encouraged progress generally because progress is necessary to get State aid. In short, rural aid is just and right in that it gives country children a "square deal."

Hoping that you will lend a helping hand, and that the rural aid law

or something better will be provided for, we are

Very truly yours,

W. E. BLAND,

W. J. JETER,

Board of Trustees, Center Point School.

S. B. No. 18 on Second Reading.

On motion of Senator Wood, by unanimous consent, the regular order was suspended, and the Senate took up, out of its regular order,

S. B. No. 18, A bill to be entitled "An Act continuing the work of the State Reclamation Engineer in connection with the defense and prosecution of suits affecting the boundaries of the State of Texas, authorizing the marking of such boundaries, making an emergency appropriation of twenty thousand dollars (\$20,000.00) therefor, and declaring an emergency."

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 18 was put on its second reading and passage to engrossment by the following vote:

Yeas—23.

Bailey.	Pollard.
Baugh.	Rice.
Burkett.	Ridgeway.
Doyle.	Strong.
Dudley.	Stuart.
Fairchild.	Thomas.
Floyd.	Turner.
Holbrook.	Watts.
Lewis.	Wirtz.
McMillin.	Wood.
Murphy.	Woods.
Parr.	

Present—Not Voting.

Cousins.

Absent.

Clark.

Darwin.

Absent—Excused.

Bledsoe.

Rogers.

Bowers.

Witt.

Davis.

The Chair laid the bill before the Senate, it was read second time, the Senate rule requiring committee reports to lie over one day was suspended by unanimous consent, the committee report that it be not

printed was adopted, and the bill passed to engrossment.

S. B. No. 18 on Third Reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days in each House was suspended and S. B. No. 18 was put upon its third reading and final passage by the following vote:

Yeas—22.

Bailey.	Parr.
Baugh.	Pollard.
Burkett.	Rice.
Cousins.	Ridgeway.
Dudley.	Strong.
Fairchild.	Stuart.
Floyd.	Thomas.
Holbrook.	Turner.
Lewis.	Watts.
McMillin.	Wood.
Murphy.	Woods.

Nays—1.

Doyle.

Present—Not Voting.

Wirtz.

Absent.

Clark. Darwin.

Absent—Excused.

Bledsoe.	Rogers.
Bowers.	Witt.
Davis.	

The Chair then laid S. B. No. 18 before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—22.

Bailey.	Parr.
Baugh.	Pollard.
Burkett.	Rice.
Cousins.	Ridgeway.
Dudley.	Strong.
Fairchild.	Stuart.
Floyd.	Thomas.
Holbrook.	Turner.
Lewis.	Watts.
McMillin.	Wood.
Murphy.	Woods.

Nays—1.

Doyle.

Present—Not Voting.

Wirtz.

Absent.

Clark. Darwin.

Absent—Excused.

Bledsoe.	Rogers.
Bowers.	Witt.
Davis.	

S. B. No. 10.—Re-referred.

On motion of Senator Floyd, S. B. No. 10, heretofore referred to the Committee on Educational Affairs, was re-referred to the Committee on Finance.

Adjournment.

On motion of Senator Wood, the Senate, at 11:30 a. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

Petitions and Memorials.

The Chair, Lieutenant Governor Davidson, offered and had read, numerous signed petitions from Red Springs Local 989, Nevada Local 1490, and Boone Local 3277, F. L. U. of America, all urging the passage of laws taxing crude oil, incomes and intangibles.

Senator Holbrook sent up a letter signed by G. M. Mullins, W. T. Roberts and G. T. Hammond, urging continuance of State aid for rural schools; also a communication from secretary of school board of Cove, Texas, urging same measures.

Senator Fairchild offered and had read a communication from Dialville Local No. 1282, F. L. U. of America, urging enactment of taxation measures, including crude oil, incomes and intangibles. This petition was signed by 135 names.

Senator Ridgeway offered and had read a communication, signed by W. C. Baker, chairman legislative committee, Kerrville Chamber of Commerce, urging consideration of measures tending to bring about an equalization of taxes, and enactment of laws making the burden upon each county more just and equitable, since it appears that a considerable number of counties are bearing an apparently unjust proportion of taxation.

Committee Report.

Committee Room,
Austin, Texas, April 18, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on
Finance, to whom was referred

S. B. No. 18, A bill to be entitled
"An Act continuing the work of the
State Reclamation Engineer in con-
nection with the defense and prose-
cution of suits affecting the bounda-
ries of the State of Texas, authoriz-
ing the making of such boundaries,
making an emergency appropriation
of twenty thousand dollars (\$20,-
000.00) therefor, and declaring an
emergency."

Have had the same under consid-
eration, and I am instructed to report
the same back to the Senate with the
recommendation that it do pass and
be not printed.

WOOD, Chairman.

FOURTH DAY.

Senate Chamber,
Austin, Texas,
Thursday, April 19, 1923.
The Senate met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Lieutenant Gov-
ernor T. W. Davidson.

The roll was called, a quorum be-
ing present, the following Senators
answering to their names:

Bailey.	Murphy.
Baugh.	Parr.
Bledsoe.	Pollard.
Bowers.	Rice.
Burkett.	Ridgeway.
Cousins.	Rogers.
Darwin.	Strong.
Davis.	Stuart.
Doyle.	Thomas.
Dudley.	Turner.
Fairchild.	Watts.
Floyd.	Wirtz.
Holbrook.	Woods.
Lewis.	Witt.
McMillin.	Wood.

Absent.

Clark.

Prayer by the Chaplain.

Pending the reading of the Jour-
nal of yesterday, the same was dis-
pensd with on motion of Senator
Watts.

(See Appendix for committee re-
ports, petitions and memorials.)

Excused.

Senator Clark for yesterday, today
and tomorrow, on account of im-
portant business, on motion of Sena-
tor Bailey.

Bills on First Reading.

The following bills, introduced to-
day, were each read first time and
referred to appropriate committees
as follows:

By Senator Parr:

S. B. No. 20, A bill to be entitled
"An Act making an appropriation for
additional inspectors for the Live
Stock Sanitary Commission, to pay
compensation or expenses of such
inspectors, said appropriation to be
available for the fiscal year ending
August 31, 1923; and declaring an
emergency."

To the Committee on Finance.

By Senator Burkett:

S. B. No. 21, A bill to be entitled
"An Act reorganizing the State of
Texas into supreme judicial districts
for the purpose of constituting and
organizing Courts of Civil Appeals
therein; creating the Eleventh Su-
preme Judicial District of Texas,
with Eastland as the site of said
court; providing for the appointment
and qualification of the judges of
said Eleventh Supreme Judicial Dis-
trict, and officers thereof; providing
for the transfer of cases and regu-
lating appeals from the lower courts
of the counties constituting said
Eleventh Supreme Judicial District
of Texas, and declaring an emer-
gency."

To the Committee on Judicial Dis-
tricts.

By Senator Bowers:

S. B. No. 22, A bill to be entitled
"An Act amending Article 3093, of
the Revised Statutes of the State of
Texas of 1911, as amended by Sec.
1, of Chapter 60, of the Acts of the
Fourth Called Session of the Thirty-
fifth Legislature, providing that the
State Executive Committee of par-
ties holding primary elections may
prescribe qualifications for voters in
such primaries, which shall be uni-
form throughout the State, and shall